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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. TOMAS SANTILLANES-LOPEZ, Defendant(s).	Criminal Case No. 07CR3108-W DATE: January 7, 2008 TIME: 2:00 p.m. Before Honorable Thomas J. Whelan UNITED STATES' RESPONSE TO DEFENDANT'S MOTIONS TO: (1) DISMISS INDICTMENT DUE TO THE UNCONSTITUTIONALITY OF THE CHARGING STATUTES; (2) DISMISS INDICTMENT DUE TO MISINSTRUCTION OF THE GRAND JURY; (3) PRESERVE AND INSPECT EVIDENCE; (4) COMPEL DISCOVERY; AND (5) GRANT LEAVE TO FILE FURTHER MOTIONS TOGETHER WITH STATEMENT OF FACTS AND MEMORANDUM OF POINTS AND AUTHORITIES

COMES NOW the plaintiff, UNITED STATES OF AMERICA, by and through its counsel, Karen P. Hewitt, United States Attorney, and William A. Hall, Jr., Assistant U.S. Attorney, and hereby files its Response to Defendant's Motions in the above-referenced case. Said Response is based upon the files and records of this case together with the attached statement of facts and memorandum of points and authorities.

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DATED: December 28, 2007.

Respectfully submitted,

KAREN P. HEWITT
United States Attorney

s/ William A. Hall, Jr.
WILLIAM A. HALL, JR.
Assistant United States Attorney